

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

CIVIL MINUTES - GENERAL

Case No.	LA CV 15-0316 RGK (JCG)	Date	July 29, 2015
Title	<i>Ralph Nicholas Canete v. W.L. Montgomery</i>		

Present: The Honorable	Jay C. Gandhi, United States Magistrate Judge		
Kristee Hopkins	None Appearing		
Deputy Clerk	Court Reporter / Recorder	Tape No.	
Attorneys Present for Petitioner:	Attorneys Present for Respondent:		
None Appearing	None Appearing		

Proceedings: **(IN CHAMBERS) ORDER TO SHOW CAUSE WHY RESPONDENT SHOULD NOT BE COMPELLED TO LODGE UNDER SEAL A COPY OF PETITIONER'S CONFIDENTIAL PROBATION REPORT**

On June 4, 2015, Respondent lodged with the Court documents pertaining to Petitioner's state court proceedings, including a copy of the Clerk's Transcript prepared by the state trial court. [See Dkt. No. 13.]

Evidently, the Clerk's Transcript, as prepared by the state trial court, contains a copy of Petitioner's confidential probation report ("Report"). [See *id.* at 2.] However, rather than file an application to lodge the Report under seal, Respondent excluded the Report from his lodgments. [See *id.*]

On July 10, 2015, the Court received Petitioner's motion to compel disclosure of the Report ("Motion"). [Dkt. No. 18.]

Accordingly, on or before **August 5, 2015**, Respondent is **ORDERED TO SHOW CAUSE**, in writing, why Respondent should not be compelled to lodge a copy of the Report under seal.

Alternatively, if Respondent files an application to lodge the Report under seal ("Application") by **August 5, 2015**, he need not separately respond to this Order to Show Cause. If Respondent chooses to file an Application, Respondent shall also file a proposed order, and shall also lodge, under seal, a copy of the Report. [See, e.g., *Brian Keith Stafford v. R.H. Trimble*, C.D. Cal. Case No. LA CV 12-1490 GHK (E), Dkt. Nos. 24-26.]

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Finally, the Court, on its own motion, hereby **STAYS** the date by which Petitioner must file and serve his Reply.

After the Motion is resolved, the Court will set a new deadline for Petitioner's Reply.

IT IS SO ORDERED.

cc: Parties of Record

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Initials of Clerk _____ kh _____